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9
10 Attorneys for Plaintiffs

11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA

13
14 JOSE VARGAS JR., on behalf of
himself and all others similarly
situated and on behalf of the
general public,
15
16 Plaintiff,

CASE NO.: 07-cv-3802 WHA

17 v.
18 NETFLIX INC., et al.,
19 Defendants.
20 _____ /

21

I, Jose Vargas Jr., declare the following:

22 I am the named plaintiff in the above captioned action and am a resident of Alameda County,
23 California.

24 My attorney, Reginald Terrell, informs me the parties in this litigation have not reached an
25 agreement under which defendants will pay plaintiffs as a class fund for distribution to class
26 members to dismiss the above-entitled action against defendants without prejudice. However, I
27 wish to dismiss this action without prejudice.
28

1 I have not received any consideration of any kind, direct or indirect, for agreeing to this
2 dismissal.

3 I declare under penalty of perjury pursuant to the laws of this state and of the United States
4 of America that the above is true and correct.

5 Dated: 10-16-2007


JOSE VARGAS JR.

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